



5. Plaintiff's First Amended Complaint moots Defendants' current Motion to Dismiss.

WHEREFORE, Plaintiff respectfully requests that this Court accept the attached Amended Complaint (**Exhibit 1**) for immediate filing.

**RESPECTFULLY SUBMITTED:**

/s/ James W. Eason

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**CERTIFICATE OF SERVICE**

The undersigned attests that, on October 7, 2015, the foregoing document was served via operation of the Court's electronic filing system on the following counsel of record:

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/s/ James W. Eason